

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

EVANSTON INSURANCE COMPANY,

Plaintiff(s),

vs.

70 LIMITED PARTNERSHIP, et al.,

Defendant(s).

Case No. 2:14-cv-01370-RFB-NJK

ORDER

This matter is before the Court on the parties' proposed discovery plan, Docket No. 13, which is hereby **DENIED** without prejudice in light of the below deficiencies. First, proposed discovery plans must state the number of days sought for discovery calculated from the date the first defendant answers or otherwise appears. Local Rule 26-1(e)(1). The parties failed to do so and instead provide themselves with more than the presumptively reasonable 180-day discovery period by calculating the discovery cut-off based on the date of the Rule 26(f) conference. *See* Docket No. 13 at 2.

Second, the proposed discovery plan misstates Local Rule 26-4, in that it provides that requests to extend deadlines in the scheduling order need only be filed 21 days before the discovery cut-off. *See id.* at 3. Local Rule 26-4 requires that any request to extend deadlines set forth in the scheduling order must be submitted at least 21 days before the subject deadline. For example, any request to extend the deadline for initial expert disclosures must be filed at least 21 days before the expiration of that deadline. Such a request filed only 21 days before the discovery cut-off would be untimely.

1 In an effort to ensure future compliance and complete understanding of the Local Rules, the  
2 Court hereby **ORDERS** attorneys Nicholas M. Wieczorek, Howard Russell, D. Lee Roberts, David  
3 J. Larson, Jeremy R. Alberts, George D. Yaron and John Peter Lee to file certifications with the  
4 Court no later than October 30, 2014, indicating that they have read and comprehend Local Rules  
5 26-4 and 26-1. The Court further **ORDERS** that a proposed discovery plan that complies with the  
6 Local Rules be filed no later than October 30, 2014.

7 IT IS SO ORDERED.

8 DATED: October 23, 2014

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12 NANCY J. KOPPE  
13 United States Magistrate Judge  
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